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3 **UNITED STATES DISTRICT COURT**  
4 **NORTHERN DISTRICT OF CALIFORNIA**  
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6 K.S., a minor, by and through her parents, P.S.  
7 and M.S.

8 Plaintiff,

9 vs.

10 FREMONT UNIFIED SCHOOL DISTRICT

11 Defendant  
12  
13 .  
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CASE NO. C-06-07218 SI

**[PROPOSED] ORDER**

Trial Date: None

15 The Court, having reviewed and considered the STIPULATION TO PERMIT FILING OF  
16 PLAINTIFF'S PROPOSED THIRD AMENDED COMPLAINT AND DISMISS NON-IDEA  
17 CLAIMS ("Stipulation") and finding good cause, does hereby ORDER:

- 18 1. that Plaintiff is permitted to file her Third Amended Complaint in the form attached  
19 to the Plaintiff's Stipulation as Exhibit A;  
20 2. that the claims not included in the Third Amended Complaint are dismissed  
21 without prejudice with each party bearing its costs and fees with respect to all  
22 claims being dismissed;  
23 3. that Defendant's Answer to Plaintiff's initial complaint is sufficient to answer  
24 Plaintiff's Third Amended Complaint.

25 **IT IS SO ORDERED.**

26 DATED:

27 

28 The Honorable Susan Illston

Judge of the United States District Court  
For the Northern District of California

[PROPOSED] ORDER TO PERMIT FILING OF PLAINTIFF'S PROPOSED THIRD AMENDED  
COMPLAINT AND DISMISS NON-IDEA CLAIMS CASE NO. C-06-07218 SI